

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

\*\*\* FILED \*\*\*  
08/07/2002

08/02/2002

CLERK OF THE COURT  
FORM R580-22

JUDGE PRO TEM BERNARD C. OWENS  
FOR HON. AIMEE FAUST

C. Tirado  
Deputy

CR 1999-009238

FILED: \_\_\_\_\_

STATE OF ARIZONA

DAVID V RODRIGUEZ

v.

GREGORIO G PEREZ  
DOB: August 13, 1955

APRIL MARIE GIANCOLA

APO-CCC  
APO-SENTENCINGS-CCC  
APPEALS-CCC  
DISPOSITION CLERK-CSC  
OCI-CCC

**DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION**  
**ARRAIGNMENT/VIOLATION HEARING**

State's Attorney: Sherri Freemont for David Rodriguez  
Defendant's Attorney: April Giancola  
Interpreter: Elena Guijarro

The official record of this proceeding is made by digital audio/video recording pursuant to Maricopa County Superior Court Administrative Order No. 2001-076 dated October 1, 2001, and Arizona Supreme Court Administrative Order No. 2001-118, dated December 12, 2001.

The Defendant admits violation of probation for condition 2.

The admission is accepted and entered of record.

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The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report. Defendant and counsel waive these matters.

Disposition proceeds at this time.

The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED reinstating the Defendant on probation under the rewritten conditions and regulations as explained by the Court under the supervision of the Adult Probation Department of this Court to date from January 26, 2001 for a period of 3 years.

Condition 16 - Not drink any alcoholic beverage.

Condition 18 - Count (1), Complete 20 hours of approved community work service at a minimum rate of 20 hours per month beginning at sentencing or as otherwise directed in writing by the Adult Probation Department.

Condition 20 - Not remain in or return to the United States illegally if deported or processed through voluntary departure. All conditions except for #1 are suspended while outside the United States.

IT IS ORDERED directing the Clerk of the Superior Court to transmit a certified copy of this minute entry and a copy of the original charging document to the regional office of the United States Immigration and Naturalization Service.

Condition 23 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: \$50.00 per month, beginning September 1, 2002.

FINE: Total amount of \$1,200.00, Payable \$20.00 per month beginning September 1, 2002. Surcharges are waived.

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Fine is to be paid to the Arizona Drug Enforcement Fund.

ASSESSMENT in the amount of \$20.00 as follows:

Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

IT IS FURTHER ORDERED that Defendant be given credit for any monies paid to date.

Count 1: IT IS FURTHER ORDERED that the Defendant be released from custody for this case only.

IT IS ORDERED granting the Motion to Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition to Revoke.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

A written probation violation report has not been prepared.

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Defendant's thumbprint is permanently affixed to this  
sentencing order in open court.

/s/ JUDGE PRO TEM BERNARD C. OWENS  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)